

# ATTACHMENT #10

PENDING OR  
RESOLVED  
COMPLAINTS

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## PENDING OR RESOLVED COMPLAINTS

1. Frank Bell vs. Georgia Public Telecommunications Commission  
July 16, 2003  
Georgia Commission on Equal Opportunity Case Number A3-0097  
U.S. Equal Employment Opportunity Commission  
Case Number 11BA300183
  - a. Mr. Bell claimed that he had been terminated as a means of retaliation for having filed a discrimination complaint on January 14, 2003.
  - b. The Georgia Commission on Equal Opportunity issued a "Dismissal and Notice of Rights" document on September 25, 2003, stating that based on the Commission's investigation, the Commission was unable to conclude that the information obtained established violation(s) of existing statutes on equal employment opportunities.
  - c. On July 26, 2004, the U.S. Department of Justice issued a Notice of Right To Sue Within 90 Days to Mr. Bell. This notice also informed Mr. Bell that the Department of Justice will not file suit on the behalf of Mr. Bell in this matter.
  - d. On May 11, 2005, the U.S. Justice Department issued a second notice of right to sue to Mr. Bell. Their explanation for issuing the second notice was that he did not receive the initial notice from the U.S. Department of Justice of his right to sue.
  - e. On July 19, 2005, Mr. Bell filed a Civil Action No. 1:05-CV-1875, against Georgia Public Telecommunications Commission, in the United States District Court, Northern District of Georgia, Atlanta Division. The foundation of his claim rested on the U.S. Justice Department's letter, dated May 11, 2005, granting him the right to sue in the EEOC case number 11b-2003-00183.
  - f. On October 20, 2006, the United States District Court for the Northern District of Georgia, Atlanta Division, upheld Georgia Telecommunications Commission's motion for a Summary Judgment in this case No. 1:05-CV-1875-JTC-GGB.
  - g. On February 27, 2007, the United States District Court for the Northern District of Georgia, Atlanta Division, upheld the Magistrate Judge's order of Summary Judgment for Georgia Public Telecommunications Commission, and that the case be dismissed. Mr. Bell has thirty (30) days to appeal this ruling to the 11<sup>th</sup> Circuit Court of Appeals.